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PATENT

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7-16-01

Kathleen Finney

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U. S. Serial No. 09/747,286

Group Art Unit: 3612

Docket No. DP-301966

Examiner: unknown

PTO File Date: December 21, 2000

Inventor(s): Skirha et al

INSTRUMENT PANEL WITH INTEGRAL HIDDEN
DOOR COVER AND METHOD OF IN-PROCESS
MANUFACTURE THEREOF

RECEIVED

JUL 24 2001

OFFICE OF PETITIONS

DECLARATION OF FACTS IN SUPPORT OF FILING
ON BEHALF OF INVENTOR REFUSING TO SIGN (37 CFR 1.47)

Assistant Commissioner of Patents
Washington DC 20231

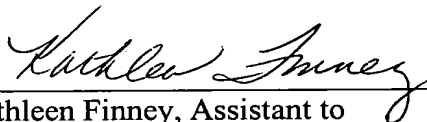
This statement of facts is made in support of the attached declaration in which one of the inventors has refused to sign. The facts of the refusal to sign are as follows:

The nonsigning inventor, JEFFREY A. SHIMIZU, a non-Delphi employee, was first notified of a joint patent application being prepared on his behalf on December 19, 2000.

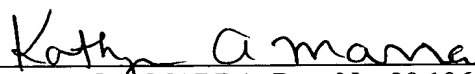
The patent application together with the formal papers (Declaration) were mailed to JEFFREY A. SHIMIZU on May 20, 2001 by Kathleen Finney, assistant to attorney Kathryn Marra. Mr. Shimizu verbally confirmed receipt of the application together with the formal papers (declaration) during a phone conversation on Wednesday, July 11, 2001 with Kathleen Finney. During this same phone conversation on July 11, 2001 Mr. Shimizu expressed concern about signing the Declaration. His concern was based on the reason that at the time the invention was conceived he was under contract to

JIT Automation, Inc. but is currently an employee of Konan Tokushu Sangyo Co. Ltd. Mr. Shimizu indicated that he wanted to get approval from Konan Tokushu Sangyo Co. Ltd. before he executed the Declaration. In a follow up telephone call by Kathleen Finney on Friday, July 13, 2001 Mr. Shimizu indicated that he had consulted with his supervisor at Konan Tokushu Sangyo Co. Ltd. and they had advised him not to execute any papers in connection with this application. He also indicated that he wanted his name removed as an inventor on the application.

In a follow-up conversation, Kathryn Marra spoke with Mr. Shimizu on the telephone on Monday, July 16, 2001. Kathryn Marra confirmed with Mr. Shimizu that he was a contributing inventor and explained that he needed to remain on the application as a listed inventor and could not be removed. Mr. Shimizu confirmed the facts above expressed to Kathleen Finney and indicated that he still could not sign the declaration at this time due to the confusion and/or dispute between his current and former employers. Kathryn Marra explained that the Patent Office would be contacting him again for signing of the papers and/or he should contact her if and when he is able to sign the declaration.



Kathleen Finney, Assistant to
Kathryn A. Marra, Delphi Technologies, Inc.



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